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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/099,864	03/13/2002	John M. Barker	P02467US1	4471
65008 7590 11/27/2007 MDC INVESTMENT HOLDINGS, INC. c/o INTELLEVATE P.O. BOX 52050 MINNEAPOLIS, MN 55402			EXAMINER KOHARSKI, CHRISTOPHER	
			ART UNIT 3763	PAPER NUMBER
			MAIL DATE 11/27/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary

Application No.

10/099,864

Applicant(s)

BARKER ET AL.

Examiner

Christopher D. Koharski

Art Unit

3763

All participants (applicant, applicant's representative, PTO personnel):

(1) Christopher D. Koharski.

(3) Kevin Laurence.

(2) _____

(4) Paul Evans.

Date of Interview: 19 November 2007.

Type: a) ☐ Telephonic b) ☐ Video Conference
c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: n/a.

Claim(s) discussed: 54 and 80.


Identification of prior art discussed: Knauer (6,607,508) and Kriesel et al. (5,330,426).

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.


Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant's Representatives and Examiner discussed proposed amendments to claims 54 and 80 to overcome the prior art of record drawn to further defining the piston being "external to the vial" and the chamber in the housing being "empty". Examiner agreed that the proposed amendments overcame the prior art of record by defining the piston and chamber characteristics.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.


NICHOLAS D. LUCCHESI
SUPERVISORY PATENT EXAMINER
TECHNICAL CENTER 3700

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

 11/15/07
Examiner's signature, if required